PATENT COOPERATION TREATY

From the INTERNATION	NAL SEARCHING AUTHORITY	. PCT				
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GLAXO SMITH KLIN	1E		OF TRANSMITTAL OF AL SEARCH REPORT AND			
CN925.1	Dot ou Table	THE WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY, OR THE DECLARATION				
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Applicant's or agent's file re	<u> </u>					
APV-PE60564	——————————————————————————————————————	TFOR FURTHER ACTION	See paragraphs 1 and 4 below			
International application No	ATTIMENT TO ACTUAL TO	zigmational filing date	<u> </u>			
	PATTY CHECKED/FILE		L1/2004			
Applicant	PATTY OFFICE PROPERTY.					
GLAXO GROUP LIMI	TED					
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1. The applicant is he Authority have been	ereby notified that the international search en established and are transmitted herew	h report and the written opinion of lth.	the International Searching			
Filing of amenda	nents and statement under Article 19:					
	ntitled, if he so wishes, to amend the claim me limit for filing such amendments is nor		· · · · · · · · · · · · · · · · · · ·			
Interna	ational Search Report; however, for more	details, see the notes on the acco	ompanying sheet.			
Where? Directly I	to the International Bureau of WIPO, 34 1211 Geneva 20, Switzerland, Fa	4 chamin des Colombettes				
For more detailed	d instructions, see the notes on the acco					
2. The applicant is he Article 17(2)(a) to	ereby notified that no International search that effect and the written opinion of the in	n report will be established and the nternational Searching Authority a	it the declaration under re-transmitted berewith			
	e protest against payment of (an) addition		1			
the protest to	ogether with the decision thereon has bee	n transmitted to the International I	Bureau together with the			
	equest to forward the texts of both the pro has been made yet on the protest; the app					
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4. Heminders Shortly after the expiration	on of 18 months from the priority date, th	na international annilestion will be .	sublished by the			
international Bureau, it i application, or of the pric	the applicant wishes to avoid or postpone Ority claim, must reach the international B	publication, a notice of withdrawa Jureau as provided in Rules 90 <i>61</i> s.	of the international			
before the completion of the technical preparations for international publication. The applicant may submit comments on an informal basis on the written opinion of the international Searching Authority to the						
International Bureau. The International Bureau will send a copy of such comments to all designated Offices unless an international preliminary examination report has been or is to be established. These comments would also be made available to the public but not before the expiration of 30 months from the priority date.						
Within 19 months from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase until 30 months, from the priority						
acts for entry into the na	acts for entry into the national phase before those designated Offices.					
In respect of other designated Offices, the time timit of 30 months (or later) will apply even if no demand is (lied within 19 months.						
See the Annex to Form PCT/IB/301 and, for details about the applicable time limits. Office by Office, see the <i>PCT Applicant's Guide</i> , Volume II, National Chapters and the WIPO Internet site.						
Name and malling add	of the Interneticaal Casabla and and	Andread and the				
	of the International Searching Authority Int Office, P.B. 5818 Patentiaan 2	Authorized officer				
NL-2260 HV R	ijswijk 40–2040, Tx. 31 651 epo ni,	Josef Ullrich				

NOTES TO FORM PCT/ISA/220

These Notes are intended to give the basic instructions concerning the filing of amendments under article 19. The Notes are based on the requirements of the Patent Cooperation Treaty, the Regulations and the Administrative instructions under that Treaty. In case of discrepancy between these Notes and those requirements, the latter are applicable. For more detailed information, see also the PCT Applicant's Guide, a publication of WIPO.

In these Notes, "Article", "Rule", and "Section" refer to the provisions of the PCT, the PCT Regulations and the PCT Administrative instructions respectively.

INSTRUCTIONS CONCERNING AMENDMENTS UNDER ARTICLE 19

The applicant has, after having received the international search report, one opportunity to amend the claims of the international application. It should however be emphasized that, since all parts of the international application (claims, description and drawings) may be amended during the international preliminary examination procedure, there is usually no need to file amendments of the claims under Article 19 except where, e.g. the applicant wants the latter to be published for the purposes of provisional protection or has another reason for amending the claims before international poulication. Furthermore, it should be emphasized that provisional protection is available in some States only.

What parts of the international application may be amended?

Under Article 19, only the claims may be amended.

During the international phase, the claims may also be amended (or further amended) under Article 34 before the International Proliminary Examining Authority. The description and drawings may only be amended under Article 34 before the International Examining Authority.

Upon entry into the national phase, all parts of the international application may be amended under Article 28 or, where applicable, Article 41.

When?

Within 2 months from the date of transmittal of the international search report or 16 months from the priority date, whichever time limit expires later. It should be noted, however, that the amendments will be considered as having been received on time if they are received by the International Bureau after the expiration of the applicable time limit but before the completion of the technical preparations for international publication (Rule 46.1).

Where not to file the amendments?

The amendments may only be filed with the International Bureau and not with the receiving Office or the International Searching Authority (Rule 46.2).

Where a demand for international preliminary examination has been in filed, see below.

How?

Either by cancelling one or more entire claims, by adding one or more new claims or by amending the text of one or more of the claims as filed.

A replacement sheet must be submitted for each sheet of the claims which, on account of an amendment or amendments, differs from the sheet originally filed.

All the claims appearing on a replacement sheet must be numbered in Arabic numerals. Where a claim is cancelled, no renumbering of the other claims is required. In all cases where claims are renumbered, they must be renumbered consecutively (Administrative Instructions, Section 205(b)).

The amendments must be made in the language in which the international application is to be published.

What documents must/may accompany the amendments?

Letter (Section 205(b)):

The amendments must be submitted with a letter.

The letter will not be published with the international application and the amended claims. It should not be confused with the "Statement under Article 19(1)" (see below, under "Statement under Article 19(1)").

The letter must be in English or French, at the choice of the applicant. However, if the language of the international application is English, the letter must be in English; if the language of the international application is French.

NOTES TO FORM PCT/ISA/220 (continued)

The letter must indicate the differences between the claims as filed and the claims as amended. It must, in particular, indicate, in connection with each claim appearing in the international application (it being understood that identical indications concerning several claims may be grouped), whether

- the claim is unchanged;
- (ii) the claim is cancelled;
- (III) the claim is new;
- (iv) the claim replaces one or more claims as filed;
- (v) the claim is the result of the division of a claim as filed.

The following examples illustrate the manner in which amendments must be expiained in the accompanying letter:

- [Where originally there were 48 claims and after amendment of some claims there are 51]:
 "Claims 1 to 29, 31, 32, 34, 35, 37 to 48 replaced by amended claims bearing the same numbers; claims 30, 33 and 36 unchanged; new claims 49 to 51 added,"
- 2. [Where originally there were 15 claims and after amendment of all claims there are 11]: "Claims 1 to 15 replaced by amended claims 1 to 11."
- [Where originally there were 14 claims and the amendments consist in cancelling some claims and in adding new claims]:
 "Claims 1 to 6 and 14 unchanged; claims 7 to 13 appealled; part claims 15, 16 and 17 added 2 or
 - "Claims 1 to 6 and 14 unchanged; claims 7 to 13 cancelled; new claims 15, 16 and 17 added," or "Claims 7 to 13 cancelled; new claims 15, 16 and 17 added; all other claims unchanged."
- 4. [Where various kinds of amendments are made]: "Claims 1-10 unchanged; claims 11 to 13, 18 and 19 cancelled; claims 14, 15 and 16 replaced by amended claim 14; claim 17 subdivided into amended claims 15, 16 and 17; new claims 20 and 21 added."

"Statement under article 19(1)" (Rule 48.4)

The amendments may be accompanied by a statement explaining the amendments and indicating any impact that such amendments might have on the description and the drawings (which cannot be amended under Article 19(1)).

The etatement will be published with the international application and the amended claims.

It must be in the language in which the international appplication is to be published.

It must be brief, not exceeding 500 words if in English or if translated into English,

It should not be confused with and does not replace the letter indicating the differences between the claims as filed and as amended. It must be filed on a separate sheet and must be identified as such by a heading, preferably by using the words "Statement under Article 19(1),"

It may not contain any disparaging comments on the international search report or the relevance of citations contained in that report. Reference to citations, relevant to a given claim, contained in the international search report may be made only in connection with an amendment of that claim.

Consequence if a demand for international proliminary examination has already been filed

If, at the time of filing any amendments under Article 19, a demand for international preliminary examination has already been submitted, the applicant must preferably, at the same time of filing the amendments with the International Bureau, also file a copy of such amendments with the International Preliminary Examining Authority (see Rule 62.2(a), first sentence).

Consequence with regard to translation of the international application for entry into the national phase

The applicant's attention is drawn to the fact that, where upon entry into the national phase, a translation of the claims as amended under Article 19 may have to be furnished to the designated/clacked Offices, instead of, or in addition to, the translation of the claims as filed.

For further details on the requirements of each designated/elected Office, see Volume II of the PCT Applicant's Guide.

PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference APV-P860564	FOR FURTHER ACTION as w	see Form PCT/ISA/220 ell as, where applicable, item 5 below.
International application No.	International filing date (day/month/year)	(Earliest) Priority Date (day/month/year)
PCT/EP2004/012772	10/11/2004	12/11/2003
Applicant		
GLAXO GROUP LIMITED		
This International Coases December has be	AAR dragated by this international Coscables A	
	een prepared by this international Searching A transmitted to the international Bureau.	utnority and is transmitted to the applicant
This International Search Report consis	ets of a total of sheets.	
X It is also accompanied (by a copy of each prior art document cited in th	ais report,
1. Basis of the report		· · · · · · · · · · · · · · · · · · ·
a. With regard to the tanguage, th	ne international search was carried out on the t	pasis of the international application in the
tanguage in which it was filed, u	unless otherwise indicated under this item,	
The internations this Authority (F	al search was carried out on the basis of a tran Rule 23.1(b)).	islation of the international application furnished to
		ed in the international application, see Box No. (,
or vvia regulate any near	issues and an annies dotte sequente discissi	'd in the international application, see DOX NO. 1.
2. Certain claims were to	ound unsearchable (See Box II).	
3. Unity of Invention is is	ncking (see Boy III)	ı
	eening (see Dox III).	
4. With regard to the title,		
	submitted by the applicant.	
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5. With regard to the abstract,		
X the text is approved as :	submitted by the applicant.	
the text has been estable may, within one month i	lished, according to Rule 38.2(b), by this Autho from the date of mailing of this international sea	ority as it appears in Box No. IV. The applicant arch report, submit comments to this Authority.
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6. With regard to the drawings,		
	published with the abstract is Figure No	
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INTERNATIONAL SEARCH REPORT

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	late base consulted during the international search (name of date b		d)
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C. DOCUM	ENTS CONSIDERED TO BE RELEVANT		
Calegory *	Citation of document, with Indication, where appropriate, of the re	elevant paesages	Relevant to claim No.
А	US 5 780 466 A (EMONDS-ALT ET AL 14 July 1998 (1998-07-14) the whole document	1-15	
A	US 5 677 317 A (MILLER ET AL) 14 October 1997 (1997-10-14) the whole document	I-15	
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'A' docume consid 'E' earlier of filling d 'L' docume which i citation 'O' docume other of 'P' docume later th	Int which may throw doubts on priority claim(s) or is clied to establish the publication date of another or other special reason (as apecified) and oral disclosure, use, exhibition or means and published prior to the international filing date but can the priority date claimed	T' later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention X' document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone Y' document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other euch documents, such combination being obvious to a person skilled in the art. L' document member of the same patent family.	
Date of the a	actual completion of the international search	Date of mailing of the International sear	rch report
12	2 April 2005	20/04/2005	
Name and n	nailing address of the ISA European Patent Office, P.B. 5818 Patentiaen 2	Authorized officer	
<u> </u>	NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040. Tx. 31 651 epo nl, Fex: (+31-70) 340-3016	Grassi, D	1

INTERNATIONAL SEARCH REPORT

information on patent family members

International Application No
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